



PATENT

Attorney Docket No.: 22940/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Howard N. Straub EXAMINER: Vy Q. Bui
SERIAL NO.: 09/650,584 GROUP ART UNIT: 3731
FILING DATE: August 30, 2000 CONFIRMATION NO. 9208
FOR: *OPHTHALMIC DEVICE AND METHOD OF MANUFACTURE
AND USE*

RECEIVED
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TECHNOLOGY CENTER P3700

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

By: Elaine E. Fabrizio
Elaine E. Fabrizio

September 1, 2004
Date

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant and his Attorney are aware of the following publications and information, listed on the attached PTO Form 1449, and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration. A copy of each cited publication is enclosed.

09/10/2004 EAREGAY1 00000001 500369 09/05/04

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This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicant understands that the Examiner will make an independent evaluation of the cited publications.

In accordance with 37 CFR §1.97(c)(2) and §1.17(p), please charge the appropriate fee for consideration of \$180.00 our Deposit Order Account No. 50-0369. A duplicate of this sheet is enclosed for this purpose.

As discussed with the Examiner on August 31, 2004, Applicant provides corrected citations for several of the documents previously submitted with the Information Disclosure Statement of January 24, 2001. These corrected references are denoted on the enclosed Form PTO-1449 by an asterisk. Applicant thanks the Examiner for the telephone conversation.

In addition to those references having a corrected citation on the enclosed PTO-1449, the Examiner has also requested the following documents:

- Schachar, "Zonular Function: A New Hypothesis With Clinical Implications," Ann Ophthalmol 26:36-38 (1994);
- Glasser et al., "Presbyopia and the Optical Changes in the Human Crystalline Lens with Age," Vision Res., 38:209-229 (1998);
- Adler-Grinberg, "Questioning Our Classical Understanding of Accommodation and Presbyopia," Am. J. Optometry & Physiological Optics, 63(7) 571-580 (1986).

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Copies of each of these references are included herewith for the Examiner's convenience.

As noted in the response to the Office Action, filed herewith, Applicant also includes copies of previously filed Information Disclosure Statements, as requested by the Examiner. Paper copies of the Information Disclosure Statements and accompanying PTO Form-1449's are enclosed, along with a CD-ROM containing copies of the references cited therein.

Respectfully submitted,

Date: September 1, 2004



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FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

ATTY DOCKET NO.
22940/2SERIAL NO.
09/650,584

APPLICANT(S): Howard N. Straub

FILING DATE:
August 30, 2000ART UNIT:
3731

UNITED STATES PATENT DOCUMENTS

EXAM. INITIAL		DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR
	AA	6,673,111	01/06/2004	Baikoff	623	4.1	
	AB	6,682,560	01/27/2004	Baikoff	623	4.1	
	AC	6,692,524	02/17/2004	Baikoff	623	4.1	
	AD	6,712,847	03/30/2004	Baikoff et al.	623	4.1	
	AE						
	AF						
	AG						
	AH						
	AI						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N

OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

✓	*Daniele et al., "Gelatin as an Absorbable Implant in Scleral Buckling Procedures," Arch Ophthal, 80:115-119 (1968)
✓	*Hashizoe et al., "Biodegradable Polymeric Device for Sustained Intravitreal Release of Ganciclovir in Rabbits," Current Eye Research, 112(10):633-639 (1997)
✓	*Mathews, "Scleral Expansion Surgery Does Not Restore Accommodation in Human Presbyopia" Ophthalmology, 106(5) 873-877 (1999)
✓	Mathews, "Scleral Expansion Surgery Does Not Restore Accommodation in Human Presbyopia" Ophthalmology 1999; 106:873-877(1999), J. Refractive Surgery, Abstracts With Comments by Elander, 15 (1999)
✓	*Schachar et al., "In Vivo Increase of the Human Lens Equatorial Diameter During Accommodation," American Journal of Physiology R670-R676 (1996)
✓	*Yang et al., "Scleral Expansion: A New Surgical Technique To Correct Presbyopia," Investigative Ophthalmology & Visual Science, Abstract 38(4) 2290 (1997)

Examiner:

Date: